Case 06-10725-gwz Doc 5712 Entered 01/22/08 07:14:26 Page 1 of 2



Entered on Docket January 22, 2008

King!

Hon. Linda B. Riegle United States Bankruptcy Judge

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In re:

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Counsel for USACM Liquidating Trust

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA

USA COMMERCIAL MORTGAGE COMPANY,

USA CAPITAL REALTY ADVISORS, LLC,

USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,

USA CAPITAL FIRST TRUST DEED FUND, LLC,

USA SECURITIES, LLC,

Debtors.

Affects:

 \square All Debtors

☑ USA Commercial Mortgage Company

 \square USA Capital Realty Advisors, LLC

☐ USA Capital Diversified Trust Deed Fund, LLC

☐ USA Capital First Trust Deed Fund, LLC

☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR

Case No. BK-S-06-10726-LBR

Case No. BK-S-06-10727-LBR Case No. BK-S-06-10728-LBR

Case No. BK-S-06-10729-LBR

CHAPTER 11

Jointly Administered Under Case No. BK-S-06-10725 LBR

ORDER REQUIRING THOMAS E. MOOREY TO APPEAR FOR EXAMINATION PURSUANT TO FEDERAL RULE OF BANKRUPTCY PROCEDURE 2004

[No hearing required]

The USACM Liquidating Trust (the "Trust") having filed a Motion for Order Requiring Thomas E. Moorey to Appear for Examination Pursuant to Federal Rule of

Bankruptcy Procedure 2004 (the "Motion"), the Motion having been submitted to this 1 Court, and good cause appearing, 2 IT IS HEREBY ORDERED that Thomas E. Moorey appear for examination at the 3 offices of Southwest Florida Reporting Services, 13180 Cleveland Avenue, Fort Myers, 4 5 Florida 33903, beginning at 10:00 a.m. prevailing Eastern Time on a business day no later 6 than March 31, 2008 (or at such other mutually agreeable location, date, and time), and 7 continuing from day to day thereafter until completed. 8 9 Prepared by: DIAMOND MCCARTHY LLP LEWIS AND ROCA LLP 10 11 By: <u>/s/ Eric D. Madden</u> By: <u>/s/Rob Charles</u> 12 Allan B. Diamond, TX 05801800 (pro hac vice) Susan M. Freeman, AZ 4199 (pro hac vice) William T. Reid, IV, TX 00788817 (pro hac vice) Rob Charles, NV 6593 13 Eric D. Madden, TX 24013079 (pro hac vice) 3993 Howard Hughes Parkway, Suite 600 14 909 Fannin, Suite 1500 Las Vegas, Nevada 89169-5996 Houston, Texas 77010 (702) 949-8320(telephone) 15 (713) 333-5100 (telephone) (702) 949-8321(facsimile) (713) 333-5199 (facsimile) 16 Special Litigation Counsel for 17 Counsel for USACM Liquidating Trust USACM Liquidating Trust 18 19 ### 20 21 22 23 24 25 26